

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

VASIF “VINCENT” BASANK, *et al.*,

*Petitioners,*

-against-

THOMAS DECKER, *et al.*,

*Respondents.*

ANALISA TORRES, District Judge:

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20 Civ. 2518 (AT)

**ORDER**

Petitioners, Vasif “Vincent” Basank, Freddy Barrera Carrerro, Manuel Benitez Pineda, Miguel Angel Hernandez Balbuena, Latoya Legall, Carlos Martinez, Estanlig Mazariegos, Manuel Menendez, Antar Andres Pena, and Isidro Picazo Nicolas, move for an order amending their Petition for Writ of Habeas Corpus (the “Petition”) to add ten additional petitioners: Kenny Alfaro, Milton Barbecho, Thierry Barnebougale, Felipe Diaz Presbot, Nathaniel Lawrence, Edson Louis, Fredy Olaya Lugo, Jose Molina, Job Velasquez Estrada, and Josue Vallejo (collectively, the “Proposed Petitioners”). ECF No. 14.

Federal Rule of Civil Procedure 21, which governs the addition or withdrawal of parties, provides that, “[o]n motion or on its own, the court may at any time, on just terms, add or drop a party.” Fed. R. Civ. P. 21. “The grant or denial of a motion to bring in a party lies in the discretion of the” district court. *Renard v. Dillman*, 162 F.3d 1148, 1998 WL 642474, at \*2 (2d Cir. 1998) (unpub.). The Court concludes that joining the Proposed Petitioners would have an adverse impact on the judicial system, because it might create the appearance that the Court was permitting the parties to engage in “forum shopping.” See *Coronel v. Decker*, 20 Civ. 2472, ECF No. 35 (S.D.N.Y. Mar. 31, 2020) (denying request to join additional parties to habeas petition to avoid the appearance of assisting the parties in seeking out a favorable forum).

Accordingly, Petitioners’ request to add the Proposed Petitioners is DENIED. The Proposed Petitioners may immediately refile their petition with the Clerk of Court for random assignment.

SO ORDERED.

Dated: April 2, 2020  
New York, New York



ANALISA TORRES  
United States District Judge